

STATEMENT CLAIMING SMALL ENTITY STATUS
(37 C.F.R. 1.9(f) AND 1.27(c)) – SMALL BUSINESS CONCERN

I hereby state that I am:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Agility Communications, Inc.
 ADDRESS OF CONCERN: 600 Pine Avenue
 Goleta, California 93117

I hereby state that the above-identified small business concern qualifies as a small business as defined in 13 C.F.R. Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office. Questions related to size standards for a small business concern may be directed to: Small Business Administration, Size Standards Staff, 409 Third Street SW, Washington, DC 20416.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled: **TRAVELING-WAVE OPTOELECTRONIC WAVELENGTH CONVERTER** by inventor(s) Christopher W. Coldren and Larry A. Coldren described in:

☒ the specification filed herewith.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37b C.F.R. 1.9(c) or by any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(c). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 C.F.R. 1.27)

NAME	_____		
ADDRESS	_____		
	<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> SMALL BUSINESS	<input type="checkbox"/> NONPROFIT ORGANIZATION
NAME	_____		
ADDRESS	_____		
	<input type="checkbox"/> INDIVIDUAL	<input type="checkbox"/> SMALL BUSINESS	<input type="checkbox"/> NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as small entity is no longer appropriate. (37 C.F.R. 1.28(b))

NAME: Ron Nelson
 TITLE: President & CEO
 ADDRESS: 600 Pine Avenue
 Goleta, California 93117

SIGNATURE: _____

DATE: 12-1-03

BEST AVAILABLE COPY